

**DELEGATION OF AUTHORITY
CLEAN WATER ACT (CWA)**

Transfer Funds Between State Revolving Fund Tribal Set-Aside Programs

1. **AUTHORITY.** Pursuant to Public Law 112-74, to approve the transfer of funds between accounts provided for tribal set-asides appropriated through the Clean Water State Revolving Fund and the Drinking Water State Revolving Fund.
2. **TO WHOM REDELEGATED.** To the Director, Water Division, or equivalent.
3. **LIMITATIONS.**
 - a. Transfer a dollar value of up to 33 percent of the funds provided for the region's Drinking Water Indian Set-Aside account to the region's Clean Water Indian Set Aside account.
 - b. Transfer a dollar amount up to the dollar amount identified in 3.a. of funds provided for the region's Clean Water Indian Set-Aside account to the region's Drinking Water Indian Set-Aside account.
 - c. Starting in FY13, for the first transfer within each region, the regional administrator or division director must obtain concurrence of the AA for OW and thereafter must consult with the AA of OW when exercising this authority.
4. **REDELEGATION AUTHORITY.**
 - a. The authority may not be redelegated.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **SUPERSESSION.** This delegation supersedes R10 2-105 (11/02/2004) and any other delegation of the same authority.
6. **ADDITIONAL REFERENCES.**
 - a. Clean Water Act § 518(c).
 - b. Safe Drinking Water Act § 1452(i).
 - c. EPA Delegation 2-105.

May 16, 2019
Date

Chris Hladick
Chris Hladick
Regional Administrator